

Topic:	Personal Health Budgets- The Local Offer
Meeting	Health and Well Being Board
Meeting Date:	09/06/2016
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1. Introduction

National Policy expects Personal Health Budgets (PHBs) to increase significantly in the future against the current baseline, with a number of key priorities.

By April 2016, in addition to the current cohort of the “right to have” a PHB being all patients in receipt of fully funded Continuing Health Care (CHC) and Children’s Continuing Care (CCC), planning guidance states that PHBs or integrated budgets should be an option for people with Learning Difficulties and/or Autism and behaviour that challenges and Children with Special Educational Needs.

This has to be communicated and approved by the local Health and Wellbeing Boards and a Local Offer agreed ready for April 2016

2. Recommendation

2.1.

- 1) Approval of a Pan Staffordshire and Stoke local offer
- 2) A Phased Approach
 - All CCGs agree from April 2016-2017 that the offer is extended to include:-
 - A) All patients in receipt of fully funded CHC
 - B) Children’s Continuing Care
 - C) Children in receipt of Health funding via CHC who have not met the fully funded criteria and jointly agreed with the Local Authority and Education. Children with Education, Health Care Plans (EHCP)
 - D) Patients in receipt of joint health and social care that have gone through CHC but have not met the fully funded criteria.
 - E) Section 117mental health packages jointly agreed between health and the local authority in the community.

This is the suggested first stage of further roll out of PHBs beyond CHC. These are all individually funded care packages and do not include contracted services.

Phase 2 would be to consider contracted services from April 2017 but this will need to be communicated via the Health and Wellbeing Boards as services become available.

This was approved by the pan Staffordshire commissioning congress in March 2016.

3. Background and Context

3.1.

PHBs were piloted across England between 2009 and 2012. In response to the evaluation findings, the Government announced a phased approach to introducing PHBs, starting with those people with higher levels of need. Since the pilot, PHBs have been included in numerous documents including legislation, regulation and guidance.

The publication of “Forward View into Action: Planning for 2015/16 set out-

“To give patients more direct control, we expect CCGs to lead a major expansion in the offer and delivery of personal health budgets, to people where the evidence indicates they could benefit. As part of this by April 2016, we expect that personal health budgets or integrated personal budgets across health and social care should be an option for people with learning difficulties in line with the Sir Stephen Bubb review. To improve the lives of children with special educational needs, CCGs will continue to work with alongside local authorities and schools on the implementation of integrated education, health and care plans and the offer of personal health budgets. CCGs should engage widely with their local communities and patients including their local Health Watch and include clear goals on expanding personal health budgets within their local Health and Well-being strategy.”

Primary Legislation

Health Act 2009

Part 1- Quality and delivery of NHs Services in England

Chapter 3 – Direct Payments

Secondary Regulations

The National Health Service (Direct Payments) Regulations 2013 as amended by the National Health Service (Direct Payments) (Amendment) Regulations 2013 (DH 2013)

Guidance on Direct Payments for Health Care: Understanding the Regulations (NHS 2014)

Standing Rules

The national Health Service Commissioning Board and Clinical Commissioning Groups (Responsibilities and Standing Rules) (Amendment) Regulations 2013 (DH 2013)

The National Health Service Commissioning Board and Clinical Commissioning Groups (Responsibilities and Standing Rules) (Amendment) (No3) Regulations 2014 (DH 2014)

The NHS Mandate

The Mandate: A mandate from the Government to NHs England: April 2014 to March 2015 (DH 2014)

Five Year Forward View

The Forward View into Action: Planning for 2015/16

Personal Health Budgets for different groups of people

NHS Continuing Health Care

Guidance on the “right to have” a Personal Health Budget in Adult NHS Continuing Care and Children and Young Peoples Continuing Care (NHS England 2014)

Children and Young People

The Mandate: A mandate from the Government to NHS England: April 2014 to March 2015 (DH 2014)

0-25 SEND code of practice; a guide for health professionals (DH/DFE 2014)

Learning Disabilities

The Mandate: A mandate from the Government to NHS England: April 2014 to March 2015 (DH 2014)

The Forward View into Action: Planning for 2015/16

Transforming care: A national response to Winterbourne View Hospital, Department of Health Review: Final Report (DH 2012)

Winterbourne View- Time for Changes: Transforming the commissioning of services for people with learning disabilities and /or autism (Sir Stephen Bubb 2014)

Mental Health Conditions

The Mandate: A mandate from the Government to NHS England: April 2015 to March 2016 (DH 2014)

The forward view into action: Planning for 2015/16